

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

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In re: Marketxt Holdings Corp.

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Alan Nisselson, As Chapter 11 Trustee , and Official
Committee of Unsecured Creditors,
Plaintiffs,

v.

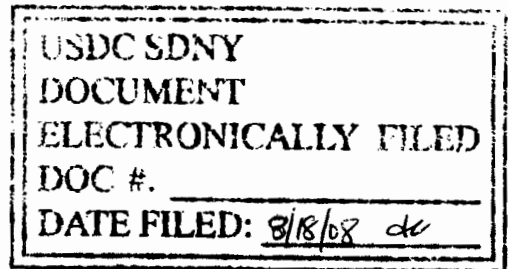
Rauf Ashraf,
Defendant.

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FROM: KATHLEEN FARRELL-WILLOUGHBY, CLERK
UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

TO: J.MICHAEL MCMAHON, CLERK
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

**ORDER OF DISMISSAL
FOR
FAILURE TO PROSECUTE
BANKRUPTCY APPEAL**

08-CV-6935 BSJ



IN RE: **Marketxt Holdings Corp.**
DATE OF FILING NOTICE OF APPEAL: 11/19/2007

BANKRUPTCY CASE: 05-1268A (ALG)

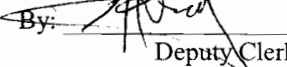
The above- referenced case is forwarded to District Court for possible dismissal. Petitioner has failed file a Designation of Items to be Included in the Record as required by:

- ☒ FRBP 8006
☐ Federal Rules of Civil Procedure (Rule ____)
☐ 28 U.S.C. 1930 (9), (16)- the requirement to pay a filing fee
☐ Rule 8007-1 from the Local Rules for The United States Bankruptcy Court Southern District of New York.

Dated: **August 4, 2008**
New York, New York

Kathleen Farrell-Willoughby, Clerk
U.S. Bankruptcy Court, SDNY

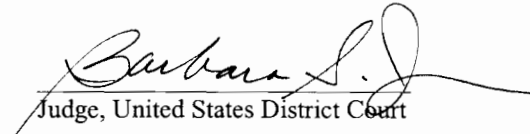
Internal Control #: 352

By: 
Deputy Clerk

ORDER

For the reason(s) set forth above, the appeal is deemed abandoned, and **IT IS THEREFORE ORDERED** that the appeal in the above-entitled action is hereby **DISMISSED**.

Dated August 13, 2008
New York, New York


Judge, United States District Court

I hereby certify that I have this day forwarded a copy of this order to the Clerk of the Bankruptcy Court for the Southern District of New York.

District Court Document # _____

J.Michael McMahon , Clerk
District Court, SDNY

By: _____
Deputy Clerk